



Entered on Docket
March 08, 2011


Hon. Mike K. Nakagawa
United States Bankruptcy Judge

TIFFANY & BOSCO, P.A

Gregory L. Wilde, Esq.
Nevada Bar No. 004417
212 South Jones Boulevard
Las Vegas, Nevada 89107
Telephone: 702 258-8200
Fax: 702 258-8787
glw@tblaw.com

U.S. Bank National Association, as Trustee for the Structured Asset Investment Loan Trust, 2006-BNC3
09-71819 / 1100215210

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

Milton J. Banks and Etta Yvonne Banks

Debtors.

09-13169-mkn

Motion no. 66
Date: 2/16/11
Time: 1:30

Chapter 13

ORDER VACATING AUTOMATIC STAY

Pursuant to the matter heard at the above-referenced date and time,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to Secured Creditor, U.S. Bank National Association, as Trustee for the Structured Asset Investment Loan Trust, 2006-BNC3 its assignees and/or successors in interest, and Secured Creditor may proceed with a foreclosure of and hold a Trustee's Sale of the subject property, generally described as 3434 Ferrell St. ,

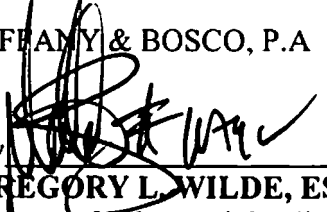
1 North Las Vegas NV, pursuant to applicable State Laws, and thereafter commence any action necessary
2 to obtain complete possession of the subject property.

3 **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor will**
4 **re-start the foreclosure proceeding by recording a new Notice of Default.**

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
6 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee
7 of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its
8 secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the
9 foreclosure sale.

10 Submitted by:

11 TIFFANY & BOSCO, P.A.

12 
13 By GREGORY L. WILDE, ESQ.
14 Attorney for Secured Creditor

15 APPROVED / DISAPPROVED

16 _____
17 George Haines
18 Attorney for Debtor(s)

19 APPROVED / DISAPPROVED

20 _____
21 Rick A. Yarnall
22 Chapter 13 Trustee
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1 ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately
3 reflects the court's ruling and that (check one):

4 ☐ The court has waived the requirements set forth in LR 9021(b)(1).

5 ☐ No party appeared at the hearing or filed an objection to the motion.

6 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and
7 any trustee appointed in this case any unrepresented parties who appeared at the hearing,
8 and each has approved or disapproved the order, or failed to respond, as indicated below.

9 Debtor's counsel:

10 ☐ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☒ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☐ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☒ failed to respond to the document

17
18
19 ☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the
20 motion pursuant to LR 9014(g), and that no party has objected to the form or content of the
21 order.

22 I declare under penalty and perjury that the foregoing is true and correct.

23 Submitted by:

24 /s/ Gregory L. Wilde, Esq.

25 Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor